

1 GEOFFREY A. HANSEN
2 Acting Federal Public Defender
3 JODI LINKER
4 Assistant Federal Public Defender
5 19th Floor Federal Building
6 450 Golden Gate Avenue
7 San Francisco, CA 94102
8 Telephone: (415) 436-7700

9 Counsel for Defendant INIGUEZ

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11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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14 UNITED STATES OF AMERICA,) No. CR 07-278 EDL
15 Plaintiff,) STIPULATION AND [PROPOSED]
16 v.) ORDER TO CONTINUE HEARING
17 DAVID INIGUEZ,)
18 Defendant.)

19 On January 18, 2011, the parties last appeared before the Court in the above-referenced
20 matter and set the matter over for one year, until January 17, 2012 to allow defendant David
21 Iniguez to participate in pre-trial diversion. Mr. Iniguez began his one year of diversion on
22 March 2, 2011, and therefore is scheduled to terminate on March 1, 2012. According, the parties
propose that the status conference previously set for January 17, 2012 be continued to March 13,
2012 to allow Mr. Iniguez time to complete diversion.

23 The parties also request that the Court exclude the period of time from January 17, 2012
24 to March 13, 2012 from any time limits applicable under 18 U.S.C. § 3161. The parties
25 represent that granting the continuance provides the reasonable time necessary for a deferral of
26 the prosecution to allow Mr. Iniguez to demonstrate his good conduct. 18 U.S.C. § 3161(h)(2).

1 The parties also agree that the ends of justice served by granting such a continuance outweigh
2 the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

3 IT IS SO STIPULATED.

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5 January 11, 2012
6 DATED

/s/
JODI LINKER
Assistant Federal Public Defender

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8 January 11, 2012
9 DATED

/s/
ACADIA SENESE
Assistant United States Attorney

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~~[PROPOSED]~~ ORDER

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Based on the stipulation of the parties, and for good cause shown, the next appearance in
the above-captioned matter is continued to March 13, 2012 at 11:00 am and the time until then is
excluded under the Speedy Trial Act.

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IT IS SO ORDERED.

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January 2012
DATED


ELIZABETH D. LAPORTE
UNITED STATES MAGISTRATE JUDGE

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